

# **TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)

E1047/20043

MAR 04 2003

In re Application of: Glen H. Erikson

Application No.: 09/998,155

Filed: November 29, 2001

For: AMPEROMETRIC AFFINITY ASSAY AND ELECTRICALLY STIMULATED COMPLEXES OF NUCLEIC ACIDS

The owner\*, Ingeneus Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,265,170. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☐ The undersigned is an attorney or agent of record.



Signature

25 Feb. 2003

Date

03/06/2003 MMHAMM1 00000119 030075 09998155

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Glen H. Erikson

Typed or printed name

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U.S. PATENT & TRADEMARK OFFICESTATEMENT UNDER 37 CFR 3.73(b)

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Applicant/Patent Owner: Ingeneus CorporationApplication/Patent No.: 09/998,155Filed/Issue Date: November 29, 2001Entitled: AMPEROMETRIC AFFINITY ASSAY AND ELECTRICALLY STIMULATED COMPLEXES OF NUCLEIC ACIDSIngeneus Corporation, a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

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- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012344 Frame 0621, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

25 Feb. 2003

Date

Glen H. Erikson

Typed or printed name

G. Erikson

Signature

A.S. Officer

Title